

POULTRY

18441. Adulteration of dressed poultry. U. S. v. Seymour Weinberg (Weinberg Poultry). Plea of guilty. Fine of \$300; jail sentence of 1 year suspended and defendant placed on probation for 3 years. (F. D. C. No. 31572. Sample No. 25792-L.)

INFORMATION FILED: On or about January 4, 1952, District of New Jersey, against Seymour Weinberg, trading as Weinberg Poultry, Norma, N. J.

ALLEGED SHIPMENT: On or about September 13, 1951, from the State of New Jersey into the State of Pennsylvania.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of rotten poultry; Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth; and, Section 402 (a) (5), the article was in part the product of a diseased animal in that it consisted in part of poultry that was affected with tumors, ulcers, ascites, peritonitis, leukemia, dermatitis, nephritis, and an abscess.

DISPOSITION: February 15, 1952. A plea of guilty having been entered, the court imposed a fine of \$300 and a sentence of 1 year in jail, which sentence was suspended, and placed the defendant on probation for 3 years.

18442. Adulteration of dressed poultry. U. S. v. Ann Amico (A & A Poultry Plant), and Sam Amico. Pleas of guilty. Fine of \$200 against each defendant on count 1; imposition of fine suspended on count 2 and each defendant placed on probation for 5 years. (F. D. C. No. 31563. Sample Nos. 24320-L, 24336-L.)

INFORMATION FILED: On or about January 4, 1952, District of New Jersey, against Ann Amico, trading as the A & A Poultry Plant, at Vineland, N. J., and Sam Amico, an employee.

ALLEGED SHIPMENT: On or about April 3 and May 25, 1951, from the State of New Jersey into the State of New York.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of "greenstruck" poultry; and, Section 402 (a) (5), the article was in part the product of a diseased animal in that the article consisted in part of poultry affected with tumors, ascites, hepatitis, leukemia, necrosis, liver degeneration, salpingitis, peritonitis, and vent gleet.

DISPOSITION: February 15, 1952. Pleas of guilty having been entered, the court imposed a fine of \$200 against each of the defendants on count 1 of the information, suspended the imposition of a fine on count 2, and placed the defendants on probation for 5 years.

18443. Adulteration of dressed poultry. U. S. v. 379 Pounds * * *. (F. D. C. No. 31986. Sample No. 25798-L.)

LIBEL FILED: November 7, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 24, 1951, by Armour & Co., Chesapeake Plant, from Hastings, Md.

PRODUCT: 379 pounds of dressed poultry at Philadelphia, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of birds which were contaminated with fecal matter and crop material; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: January 21, 1952. Default decree of condemnation. The court ordered that one crate of the article be delivered to the Federal Security Agency and that the remainder be destroyed.

18444. Adulteration of dressed poultry. U. S. v. 204 Pounds * * *. (F. D. C. No. 32154. Sample No. 38298-L.)

LIBEL FILED: November 16, 1951, District of New Jersey.

ALLEGED SHIPMENT: On or about October 30, 1951, by Carolina Poultry Farms, Inc., from Federalsburg, Md.

PRODUCT: 204 pounds of dressed poultry at Newark, N. J.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of birds which were contaminated with fecal matter and crop material, and of a decomposed substance by reason of the presence of decomposed birds; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: January 29 and April 2, 1952. Default decree of condemnation. The court ordered that the product be delivered to the Food and Drug Administration for sampling and destruction.

18445. Adulteration of dressed poultry. U. S. v. 21 Crates * * *. (F. D. C. No. 31718. Sample No. 24378-L.)

LIBEL FILED: On or about September 24, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about September 5, 1951, by Berry Bros., from Morrill, Maine.

PRODUCT: 21 crates, each containing 65 pounds, of dressed poultry at New York, N. Y. Examination disclosed the presence of pellets of added diethylstilbestrol in the edible portions of the birds.

LABEL, IN PART: "Berry Brothers Quality Packed Maine Poultry * * * AA Capet * * *."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained an added poisonous or deleterious substance, diethylstilbestrol, which is unsafe within the meaning of the law.

DISPOSITION: November 5, 1951. Berry Brothers, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond, on condition that the head and neck of each bird be removed and that all of the birds be eviscerated, under the supervision of the Federal Security Agency.

18446. Adulteration of dressed turkeys. U. S. v. 8 Crates * * *. (F. D. C. No. 32404. Sample No. 38322-L.)

LIBEL FILED: January 7, 1952, District of New Jersey.